

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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THE NEW YORK TIMES COMPANY, : No. 1:23-cv-11195-SHS-OTW  
Plaintiff, :  
v. :  
MICROSOFT CORPORATION, OPENAI, :  
INC., OPENAI LP, OPENAI GP, LLC, :  
OPENAI, LLC, OPENAI OPCO LLC, :  
OPENAI GLOBAL LLC, OAI :  
CORPORATION, LLC, and OPENAI :  
HOLDINGS, LLC, :  
Defendants. :  
:----- X  
DAILY NEWS, LP; CHICAGO TRIBUNE : No. 1:24-cv-03285-SHS-OTW  
COMPANY, LLC; ORLANDO SENTINEL :  
COMMUNICATIONS COMPANY, LLC; :  
SUN-SENTINEL COMPANY, LLC; SAN :  
JOSE MERCURY-NEWS, LLC; DP MEDIA :  
NETWORK, LLC; ORB PUBLISHING, :  
LLC; AND NORTHWEST :  
PUBLICATIONS, LLC, :  
Plaintiffs, :  
v. :  
MICROSOFT CORPORATION, OPENAI, :  
INC., OPENAI LP, OPENAI GP, LLC, :  
OPENAI, LLC, OPENAI OPCO LLC, :  
OPENAI GLOBAL LLC, OAI :  
CORPORATION, LLC, OPENAI :  
HOLDINGS, LLC, :  
Defendants. :  
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THE CENTER FOR INVESTIGATIVE :  
REPORTING, INC., : No. 1:24-cv-04872-SHS-OTW  
Plaintiff, :  
: v. :  
OPENAI, INC., OPENAI GP, LLC, :  
OPENAI, LLC, OPENAI OPCO LLC, :  
OPENAI GLOBAL LLC, OAI :  
CORPORATION, LLC, OPENAI :  
HOLDINGS, LLC, and MICROSOFT :  
CORPORATION, :  
Defendants. :  
X

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**DEFENDANT'S MOTION FOR LEAVE TO FILE UNDER SEAL**

Pursuant to Section IV of this Court's Individual Practices in Civil Cases, defendants OpenAI, Inc., OpenAI LP, OpenAI GP, LLC, OpenAI LLC, OpenAI OpCo LLC, OpenAI Global LLC, OAI Corporation LLC, and OpenAI Holdings, LLC (collectively, "OpenAI") seek leave to file under seal:

- Limited portions of Defendants' Opposition to Plaintiff's Letter Motion to Compel regarding additional OpenAI ESI custodians (ECF 313);
- Limited portions of the Declaration of Ashley Pantuliano in Support of Defendants' Opposition to Plaintiff's Letter Motion to Compel regarding Plaintiff's requests for production of documents (ECF 322) ("Pantuliano Declaration");
- Exhibit A to the Pantuliano Declaration, comprising an executed agreement subject to formal confidentiality provisions that contains highly sensitive information; and
- Exhibit C to the Pantuliano Declaration, comprising portions of an email thread between Che Chang and Frank Morrow.

For the reasons stated in OpenAI's accompanying memorandum of law, which is also submitted in support of OpenAI's Response to Plaintiff's Motion for Leave to File Under Seal, OpenAI respectfully requests the Court grant its motion for leave to file under seal.

Dated: November 21, 2024

Respectfully Submitted,

By: /s/ Rose S. Lee

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